

Civil Enforcement Case Report

Civil Enforcement Case

Basic Information

Case Number: 10-2011-0122
Case Name: P4 Production, LLC
Case Category: Judicial
Case Status (as of 01/19/2017): Closed
Case Lead: EPA
Court Docket Number: 4:15-cv-00106
DOJ Docket Number: 90-11-2-10342

Relief Sought: Penalty
Enforcement Outcome: Final Order With Penalty
Headquarters Division: --
Branch: --
Result of Voluntary Disclosure? No
Multi-media Case? --
Enforcement Type: Civil Judicial Action
Violations: Record Keeping Violations

Penalties – Case Level

Total Federal Penalty Assessed or Agreed To: \$600,000
Total State/Local Penalty Assessed: \$0
Total SEP Cost: \$0
Total Compliance Action Cost: \$690
Total Cost Recovery: \$0

Case Summary

On March 26, 2015, EPA Region 10 and the Department of Justice settled with P4 Productions LLC for violations of CERCLA 103(a), EPCRA 304, and EPCRA 313. One of the Emergency Planning and Community Right-to-Know Act's (EPCRA) primary purposes is to inform citizens of toxic chemical releases in their areas. The CERCLA 103(a) and EPCRA 304 violations involved a failure to disclose releases of hazardous substances involving hydrogen cyanide, mercury, nitrogen oxides, and sulfur dioxide. Under EPCRA Section 313, facilities that manufacture, process, or use toxic chemicals over certain quantities must file annual reports estimating the amounts released to the environment, treated or recycled on-site, or transferred off-site for waste management. The failure to submit hazardous chemical inventory forms, the Toxic Chemical Release Inventory Report, is a violation of Section 313. The company agreed to pay a penalty of \$600,000.

Laws and Sections

Law	Sections	Programs
CERCLA	103A	Notification of Hazardous Reportable Quantity Release
EPCRA	313, 304	Toxic Chemical Release Reporting (TRI), Emergency Release Notification Section 313 Program

Citations

Title	Part	Section
No data records returned		

Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110000743982	P4 PRODUCTION LLC	1853 HWY 34	SODA SPRINGS	ID	832760816	2819	331110

Defendants

Defendants and Settlements	In Complaint	In Settlement
P4 Production, LLC	Y	Y

Related Case Documents

Document	Facility Name	Publish Date	EPA Program
No data records returned			

Case Milestones

Event	Actual Date
Referred To Dept Of Justice	07/12/2011
Enforcement Action Data Entered	07/20/2011
Concluded	03/26/2015
Final Order Lodged	03/26/2015
Final Order Entered	03/26/2015
Complaint Filed With Court	03/26/2015
Enforcement Action Closed	01/19/2017

Pollutants

Pollutant Name	Chemical Abstract Number
Metals, total	--

Related Activities

Description	Actual Date
No data records returned	

Final Order 1

Final Order Type: Consent Decree or Court Order Resolving a Civil Judicial Action

Final Order Name: P4 Production, LLC

Linked Facilities (FRS ID): 110000743982

Final Order Lodged Date: 03/26/2015

Final Order Entered Date: 03/26/2015

Enforcement Action Closed Date: 01/19/2017

Actual Termination Date: --

Penalties/SEPs/Cost Recovery Amounts

Federal Penalty Assessed or Agreed To: \$600,000

State/Local Penalty Assessed: --

SEP Value: --

Compliance Action Cost: \$690

Federal Cost Recovery Awarded: \$0

Complying Actions

Complying Action ID	Category	Description
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Complying Action ID	Category	Description
3600005941	Work Practices	Reporting

Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
No data records returned			

Pollutant Reductions

Resulting From	Pollutant	Annual Amount	Units	Media Affected
No data records returned				